

104 N Main • P.O. Box 308 • Haviland, KS 67059  
(620) 862-5211 • (620) 862-5204 fax  
[www.havilandtelco.com](http://www.havilandtelco.com)



## VIA ECFS

May 16, 2016

Ms. Marlene H. Dortch, Secretary  
Federal Communications Commission  
Office of the Secretary  
445 12<sup>th</sup> Street, S.W.  
Washington, D.C. 20554

RE: Notice of Discontinuance of Common Carrier Broadband Internet Access Transmission Service Under  
Tariff and Continued Provision of Service on a Permissive Detariffed Basis

CC Docket No. 02-33

Dear Ms. Dortch,

In accordance with the FCC's 2005 *Wireline Broadband Classification Order*,<sup>1</sup> Haviland Telephone Company is hereby providing the FCC with the attached notice of the Company's discontinuance of common carrier broadband Internet access transmission service under tariff, effective July 1, 2016. Haviland Telephone Company will continue to provide common carrier wireline broadband Internet access transmission service on a permissive detariffed basis. In addition, following the notice to the FCC is the notice that Haviland Telephone Company furnished its affiliated Internet service provider, which is presently the only customer of the Company's broadband Internet access transmission service.

A copy of this notice is also being sent to the Kansas Public Service Commission, the Governor of Kansas, and the Special Assistant for Telecommunications at the Department of Defense.

If you have any questions, please do not hesitate to contact me.

Sincerely,

Make A. Wade  
V.P. of Operations

Attachment

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<sup>1</sup> *Appropriate Framework for Broadband Access to the Internet Over Wireline Facilities, et al.*, CC Docket No. 02-33, *et al.*, Report and Order and Notice of Proposed Rulemaking, FCC 05-150 (rel. Sept. 23, 2005), para. 101 (*Wireline Broadband Classification Order*).

**Haviland Telephone Company**  
**Study Area Code 411780**

**Notice of Discontinuance of Common Carrier Broadband Internet Access Transmission Service Under Tariff and Continued Provision of Service on a Permissive Detariffed Basis**

**CC Docket No. 02-33**

Haviland Telephone Company currently offers common carrier broadband Internet access transmission service under tariff through the National Exchange Carrier Association (NECA) Tariff F.C.C. No. 5. Haviland Telephone Company hereby provides notice that the Company has requested from NECA that it remove the Company [or Cooperative] as a provider of Digital Subscriber Line Access Services under Tariff F.C.C. No. 5, effective July 1, 2016.

Haviland Telephone Company will continue to provide common carrier wireline broadband Internet access transmission service on a permissive detariffed basis. Haviland Telephone Company will post the rates, terms and conditions of its broadband Internet access transmission services to its website of [www.havilandtelco.com](http://www.havilandtelco.com). The Company will also make physical copies of its offering reflecting the rates, terms and conditions available for public inspection at its business office, at the address provided below:

Haviland Telephone Company  
PO Box 308  
Haviland, KS 67059

The discontinuance of Haviland Telephone Company's offering of broadband Internet access transmission service under tariff, and the continued provision of such service on a detariffed basis, will apply to the entirety of the Company's study area. This includes the following exchanges: Argonia, Coats, Conway Springs, Cullison, Haviland, Isabel, Mullinville, Nashville, Norwich, Riverdale, Sawyer, Wilmore

Haviland Telephone Company currently has only one customer for its broadband Internet access transmission service. That customer is the Company's own non-regulated Internet service provider (ISP) affiliate. The Company's affiliated ISP purchases broadband Internet access transmission service for use as an input for the broadband Internet access services it offers to residential and business end-user customers. The discontinuance of the tariffed offering of broadband Internet access transmission service will have no effect on the end-user services provided by the Company's affiliated ISP.



To: Giant Communications, Inc.

From: Mark A. Wade, VP of Operations, Haviland Telephone Company

Date: May 10, 2016

RE: Notice of Detariffing of Broadband Internet Access Transmission Service

This is to notify you of a change in the way in which Haviland Telephone Company provides broadband Internet access transmission service, which is used as an input for the broadband Internet access services that you offer to residential and business end-user customers.

Presently, Haviland Telephone Company provides broadband Internet access transmission service under tariff through the National Exchange Carrier Association (NECA) Tariff F.C.C. No. 5. Effective **July 1, 2016**, Haviland Telephone Company will no longer offer its transmission service under the NECA tariff. Instead, the Company will provide broadband Internet access transmission service on a common carrier, non-tariffed basis.

The discontinuance of Haviland Telephone Company's offering of broadband Internet access transmission service under tariff, and the continued provision of such service on a common carrier, non-tariffed basis, will apply to the entirety of the Company's service area. This includes the following exchanges: Argonia, Coats, Conway Springs, Cullison, Haviland, Isabel, Mullinville, Nashville, Norwich, Riverdale, Sawyer, and Wilmore.

To view the rates, terms and conditions of our broadband Internet access transmission services, please visit the Company's website at [www.havilandtelco.com](http://www.havilandtelco.com). In addition, printed copies of the rates, terms and conditions will be available at our office, during normal business hours.

Haviland Telephone Company  
PO Box 308  
Haviland, KS 67059

Please note that the existing relevant rates, terms and conditions of your service will not change until the end of your existing term or upon replacement of a new agreement under the detariffed rates, terms and conditions.